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July 10, 2007

**USDS SDNY
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ELECTRONICALLY FILED
DOC #:
DATE FILED: 7-12-07****BY TELEFAX****(212) 805-6382**Honorable Victor Marrero
United States District Judge
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street, Room 660
New York, New York 10007-1312Re: Sanko Steamship Co., Ltd. v. China National Chartering Corp. and Sinochart
07 Civ. 2401 (VM)
Our file: 2579004

Dear Judge Marrero:

We are attorneys for plaintiff in this Rule B attachment action and write to address the points raised in defendant's attorney's letter of July 10.

First, the lawsuits in Florida and Alabama are not "tangentially related" to this proceeding. In point of fact, those lawsuits are for the cargo damage that forms the underlying basis of plaintiff's claims against defendant. Moreover, the parties in the Florida and Alabama lawsuits will be participating in the New York mediation.

Secondly, Sinochart's professed need for a "prompt hearing" is belied by the fact that the motion to vacate was originally filed on May 7, 2007, plaintiff's opposition was filed on May 23, 2007, and defendant's reply papers were filed on July 6, 2007. Defendant had over six (6) weeks to file reply papers. This hardly establishes that defendant "needs" a prompt hearing. On the contrary, it shows that a brief stay of the action until July 25 would not prejudice defendant.

Thirdly, defendant's argument against a sur-reply from plaintiff actually supports plaintiff's request. Sinochart has submitted a total of 37 pages of memoranda of law in

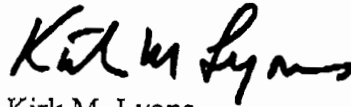
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support of the motion to vacate. Plaintiff has submitted 27 pages of memorandum of law in opposition. As the Court will note, the extent and depth of the arguments raised by the parties justifies, we submit, a further opportunity for plaintiff to address the points raised in defendant's reply papers. Plaintiff is not looking to re-argue earlier points, but simply to level the playing field by addressing the points raised in defendant's reply papers. A brief five-page sur-reply is hardly a "never-ending cycle of sur-reply briefs."

We thank you for your attention to this matter.

Respectfully yours,

Lyons & Flood, LLP



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